

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

Case No. 10-cr-20653  
HON. GERSHWIN A. DRAIN

DUANE BERRY, D-1,

Defendant.

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**ORDER REQUIRING THE UNITED STATES MARSHAL SERVICE TO  
IMMEDIATELY RELEASE THE DEFENDANT, DUANE BERRY, FROM CUSTODY**

On this date, the Court conducted a hearing on Defendant's Motion to Dismiss the Third Superseding Indictment for violation of the Speedy Trial Act. At the hearing, the Court granted the Defendant's Motion to Dismiss the Third Superseding Indictment.

Accordingly, the United States Marshal Service is hereby ORDERED TO IMMEDIATELY RELEASE Defendant, Duane Berry, from custody.

SO ORDERED.

Dated: March 27, 2013

/s/Gershwin A Drain  
GERSHWIN A. DRAIN  
United States District Judge